

*SP*  
PATENT  
P55862



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Phil-Tae Kim

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JUL 05 2001

Serial No.: 09/419,300

Examiner: Abbas Abdulselam *Technology Center 2600*

Filed: 15 October 1999

Art Unit: 2674

For: METHOD FOR CONTROLLING POSITION OF INDICATOR.

**PETITION UNDER 37 C.F.R. §1.181**

The Honorable Commissioner  
for Patents and Trademarks Office  
Washington, D.C. 20231

Sir:

Applicant respectfully petitions from the failure of the Examiner to acknowledge the filing and receipt of the certified Korean priority application No. 1998-43162, requests confirmation of the filing and receipt of the certified priority document, and as reasons therefore, states that:

**STATEMENT OF FACTS**

1. On 15 October 1999 Applicant filed a certified or an under sealed copy of the Commissioner of Patents of the Korean Industrial Property Office, Korean priority application No. 1998-43162 filed in the Korean Industrial Property Office on 15 October 1998 together with a new patent application for the above-captioned application.

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2. Upon the filing of the new patent application for the above-captioned application including the Korean priority application No. 1998-43162, Applicant received a stamped postcard receipt from the Mail Room of the U.S. Patent & Trademark Office, confirming the timely filing and receipt by the Office of a certified copy Korean priority application No. 1998-43162.
3. We received the Filing Receipt dated February 10<sup>th</sup>, 2000 from the Patent and Trademark Office acknowledging the receipt of the Korean Application No. 43162/1998.
4. In Paper No. 6, the first Office action, dated 28 June 2001, the Examiner erroneously indicated that the certified copy had not been received.

**REMARKS**

- Enclosed are a copy of the Filing Receipt, acknowledging the receipt of this nonprovisional Patent Application, and showing the receipt of the Korean priority application No. 1998-43162, and a copy of the Claim of Priority dated October 15<sup>th</sup>, 1999, where we claim the benefit of the filing of the Korean Priority Application No. 1998-43162. There is therefore, a timely perfection of Applicant's claim for priority. Correction of the record and prosecution history, is respectfully requested.

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**RELIEF REQUESTED**

Accordingly, Applicant respectfully requests the Commissioner to:

- A. Confirm in writing that a certified copy of Korean priority application No. 1998-43162 has been timely filed and received by the U.S. Patent & Trademark Office.
- B. Confirm that the Applicant has timely perfected Applicant's claim for priority.
- C. Grant such other and further relief as justice may require.

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Respectfully submitted,

JUL 05 2001

*Robert E. Bushnell*  
Robert E. Bushnell  
Attorney for the Applicant  
Registration No.: 27,774

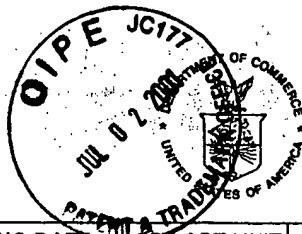
1522 "K" Street N.W., Suite 300  
Washington, D.C. 20005  
(202) 408-9040

Enclosed: Copies of the Filing Receipt dated February 10<sup>th</sup>, 2000, the Korean Application No.1998-43162 dated October 15<sup>th</sup>, 1998, and the Claim Of Priority dated 10/15/1999.

Folio: P55862

Date: 7/2/01

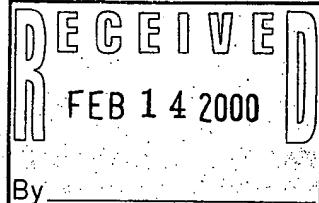
I.D.: REB/RS

FILING RECEIPT  
CORRECTED

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/419,300	10/15/99	2775	\$968.00	P55862		12	17

ROBERT E BUSHNELL  
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WASHINGTON DC 20005-1202



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) PHIL-TAE KIM, SEOUL, REPUBLIC OF KOREA.

FOREIGN APPLICATIONS- REPUBLIC OF KOREA 43162/1998 10/15/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 11/05/99

TITLE

METHOD FOR CONTROLLING POSITION OF INDICATOR

PRELIMINARY CLASS: 345

DATA ENTRY BY: NIMMONS, EVELYN TEAM: 02 DATE: 02/10/00



(See reverse for new important information)